

8FW

B

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/663,965
Filing Date	September 16, 2003
First Named Inventor	Frank A. Folino
Art Unit	3748
Examiner Name	Corrigan, Jaime W.
Attorney Docket Number	29481-101CIP

ENCLOSURES (Check all that apply)

- | | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input checked="" type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Supplemental Information Disclosure Statement; Form PTO-1449; copies of cited references; return postcard. |
|---|---|---|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Perkins Smith & Cohen LLP		
Signature			
Printed name	Peter J. Borghetti		
Date	February 15, 2005	Reg. No.	42,345

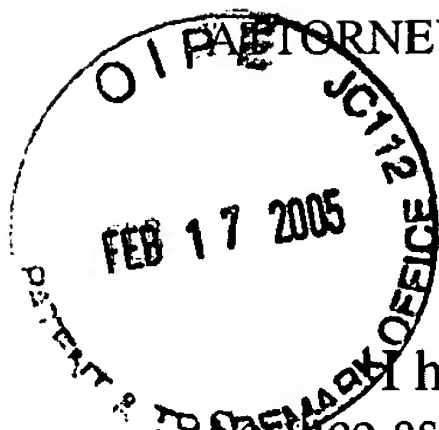
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Peter J. Borghetti	Date	February 15, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

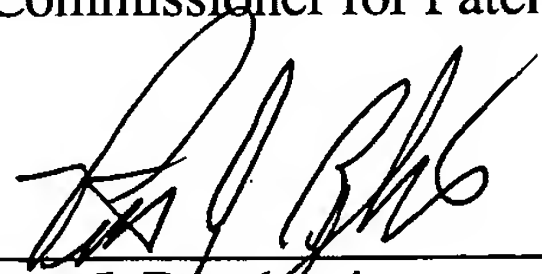
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



ATTORNEY DOCKET NO.: 29481-101CIP

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 15, 2005.


Peter J. Borghetti
Reg. No. 42,345

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank A. Folino

Serial Number: 10/663,965

Filed: September 16, 2003

For: THERMAL COMPENSATING DESMODROMIC VALVE ACTUATION SYSTEM

Group Art Unit: 3748

Examiner: Corrigan, Jaime W.

Confirmation No.: 2671

PERKINS, SMITH & COHEN, LLP
One Beacon Street
Boston, MA 02108
(617) 854-4000

To: Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

This Supplemental Information Disclosure Statement (Form PTO-1449) (including copies of foreign and U.S. cited references) is submitted under 37 CFR 1.97(i). Each reference submitted herewith was first cited within three months of receipt of a Supplementary European Search Report by the European Patent Office.

REMARKS

Applicant submits herewith a Supplemental Information Disclosure Statement (Sup. IDS) under 37 CFR 1.97(i) since it is being submitted after the payment of the issue fee. Therefore, Applicant respectfully requests that the Sup. IDS and its accompanying references be placed in the above referenced patent application file.

Each item of information contained in this information disclosure statement was cited in a communication (Supplementary European Search Report - attached) from a foreign patent office (European Patent Office) in a foreign application (EP 02 72 3470) related to this application no more than three months prior to the filing of this information disclosure statement.

If necessary, a copy of the Supplementary European Search Report is submitted herewith to satisfy the requirement for a concise explanation where non-English language information is cited in foreign reference DE 1 105 659.

Please note that foreign reference DE3804333 (cited in the Sup. European Search Report) was submitted in an Information Disclosure Statement mailed February 13, 2004 and considered by the Office.

In view thereof, no fee is required. However, in the event fees are required, please charge any underpayment of fees to or credit any overpayment of fees to Deposit Account No. 03-2410, Order No. 29481-101CIP.

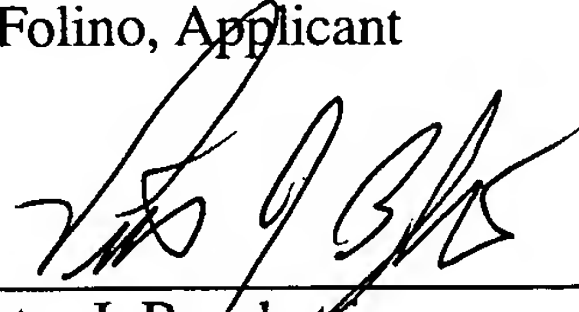
The following information is presented in the event that a call may be deemed desirable by the Examiner:

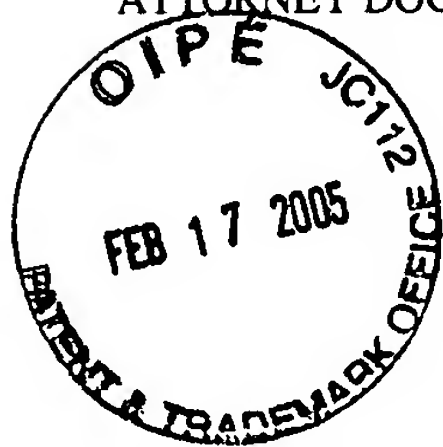
PETER J. BORGHETTI (617) 854-4000.

Respectfully submitted,
Frank A. Folino, Applicant

Dated: February 15, 2005

By:


Peter J. Borghetti
Reg. No. 42,345
Attorney for Applicant



FORM PTO-1449
U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

APPLICATION SERIAL NO.: 10/663,965

GROUP ART UNIT: 3748

APPLICANT: Frank A. Folino

EXAMINER: Corrigan, Jaime W.

FILING DATE: September 16, 2003

CONFIRMATION NO.: 2671

U.S. PATENT DOCKETS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS/SUB- CLASS	FILING DATE IF APPROPRIATE
	4,887,564	12/19/89	Edwards	123/90.25	
	5,732,670	3/31/98	Mote, Sr.	123/90.24	

FOREIGN PATENT DOCUMENTS

EXAMINE R INITIAL	DOCUMENT NO.	DATE	NAME	CLASS/SUB- CLASS	TRANSLATION YES NO
	GB 939 895	10/16/63	Woods	F02f	Yes
	EP 0 311 282	04/12/89	Jaguar Cars	F01L 1/30	Yes
	DE 1 105 659	04/27/61	Porsche et al.	F02f	NO ⁽¹⁾
	WO 98/36157	08/20/98	Armstrong	F01L 1/12	Yes

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, etc.)

	⁽¹⁾ Supplementary European Search Report mailed December 1, 2004, European Patent Application No. EP02723470, European Patent Office, Examiner B. Paulson, Page 2, Documents Considered to be Relevant, Relevant to Claim column (please note that DE3804333 was submitted in an Information Disclosure Statement mailed February 13, 2004)
--	--

* If any such item is considered sufficiently relevant by the Examiner to the present invention, its possible "prior art" status against the present invention should be considered individually allowing for the prospect of Applicants' swearing back or other priority determination.

⁽¹⁾ A copy of the Supplementary European Search Report is submitted to satisfy the requirement for a concise explanation where non-English language information is cited in DE 1 105 659.

EXAMINER**DATE CONSIDERED**